

California
Victim
Compensation
Program

Information for First-Responders

2008

# California Victim Compensation Program (VCP)

- Created in 1965 to lessen the financial impact of crime on qualifying victims
- Paid nearly \$1.8 billion to victims
- Applications received up 10% and payments \$82 million in FY 07-08
- By law, VCP is the payer of last resort for eligible out-of-pocket losses resulting from the crime

#### The VCP Can Reimburse for ...

- Medical and dental treatment
- Mental health services
- Income loss
- Funeral and burial expenses
- Loss of support, for dependents when a victim is killed or disabled because of a crime
- Job retraining
- Home or vehicle modifications

- Home security
- Relocation
- Insurance co-payments
- Crime scene cleanup
- Medically necessary equipment such as a wheelchair
- Childcare services, when a caregiver is killed or disabled because of a crime

# Criminal Offenders Pay for Compensation

- Fines and fees, including traffic fines
- Restitution fines and orders
- Federal Victims of Crime Act (VOCA) Grants
- Portion of state penalty assessments

Not funded by taxpayer dollars

## **Qualifying Crimes**

- Typically require a physical injury or a threat of physical injury or death
- For certain crimes emotionally injury alone is all that needs to be shown
- Covers victims of crimes that occur in California or Californians injured in crimes outside the state

## **Examples of Qualifying Crimes**

- Murder
- Robbery
- Battery
- Assault with Deadly Weapon
- Sexual Assault
- Terrorist Threats
- Human Trafficking

- Child Abuse / Molest
- Domestic Violence
- Elder Abuse
- Vehicular offenses
  - DUI
  - Hit and Run
  - Vehicular Manslaughter
  - Assault with vehicle

## To Be Eligible, Victims Must ...

- Report crime to police, sheriff, child-protective services or other law-enforcement agency
- Generally, apply within a year of crime, or, if victim is under 18, prior to 19th birthday
- Cooperate with law enforcement and VCP
- Not have participated in or been involved in committing the crime
- Not be in prison, on parole or on felony probation

### Victims and Family Members Qualify

- Certain family members or other loved ones who suffer an economic loss resulting from an injury to or death of a crime victim may also be eligible for compensation. Such indirect victims include:
  - Spouse
  - Sibling
  - Parent
  - Child
  - Grandparent
  - Grandchild

- Registered Domestic Partner
- Person who was living in the same household as the victim at the time of the crime
- Person who has become the primary caretaker of a victim after the crime

## **Emergency Awards**

- Claimant must suffer substantial hardship without the award
- Emergency payment would help with an immediate need
- Documentation needed
- Processed within 30 days
- Local county Victim Witness Assistance
   Program can help applicants with process

## How Do Victims Connect With Victim Compensation?

- Most victims access the program with the assistance of Victim Witness Assistance Advocates in local counties
- County district attorney offices operate many Victim Witness Programs
- The VCP works with staff in 21 local county Joint Powers Verification Units statewide to process claims

# Victims Can Contact the Program Directly

1-800-777-9229

 Customer service representatives can answer questions and help victims apply for compensation

#### www.victimcompensation.ca.gov

 A variety of online resources and information is available at the VCP website

## Police Reports Essential

- The VCP appreciates the assistance of law enforcement in responding to requests for copies of police reports
- Information verifies crime and aids eligibility and benefit decisions allowing victim to receive compensation
- Law requires exchange of information within 10 business days of request
- Records handled securely

#### **Relocation Assistance**

- VCP can provide up to \$2,000 per household
- Must be determined by law enforcement to be necessary for victim's safety, or by mental health provider as necessary for emotional well-being
- Providing determination of necessity to program allows victim to receive assistance and seek safety
- Victims of sexual assault or domestic violence, when offender is known, must agree not to inform offender of location of new residence, or must seek a restraining order
- Local Victim-Witness Assistance staff can assist victims with application process

### Our Duty to Inform Victims

- California law requires the VCP to work with law enforcement and other first-responders to help inform victims about available assistance
- The Government Code also states it is the duty of law enforcement to inform crime victims about the VCP and local victim-assistance resources
- Some departments use checkbox on crime reports to indicate victim was informed

### **Good Samaritan Program**

- The Good Samaritan Program may help pay for property damage, lost income, medical/dental and funeral/burial expenses to any private citizen who comes to the aid of a crime victim or assists another person in immediate danger of death or injury
- \$10,000 benefit limit

### Missing Children Rewards

- Missing Children Reward Program assists local law enforcement agencies and other parties in identification and recovery of missing children in California
- Enhances non-state reward funds
- Rewards persons with up to \$500 for information leading to location and recovery of a missing child listed in the California Department of Justice Missing Person Registry

#### Informational Tools

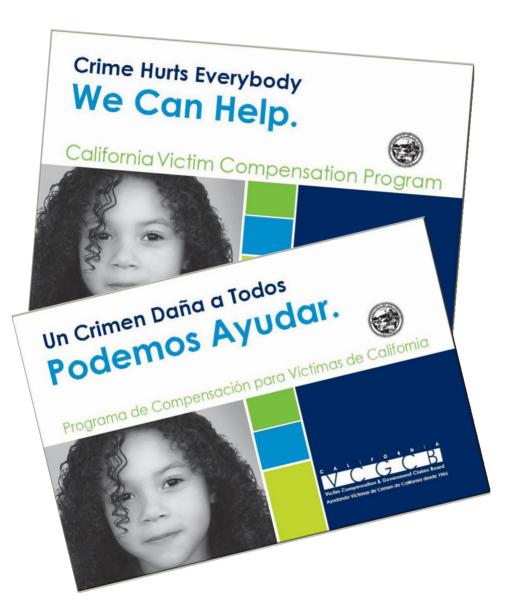


The VCP has a variety of print and multimedia materials that can help you reach victims of violent crime

## First-Responder Cards

The business-cardsize VCP information card can help firstresponders such as law enforcement officers, paramedics, advocates and others easily provide basic information on the VCP to victims in the field





#### **Brochures**

 User-friendly information about the VCP for crime victims and their loved ones

#### **Posters**

Ideal for display in victim-witness centers, law enforcement offices, hospital emergency rooms, crisis centers and many other locations serving crime victims



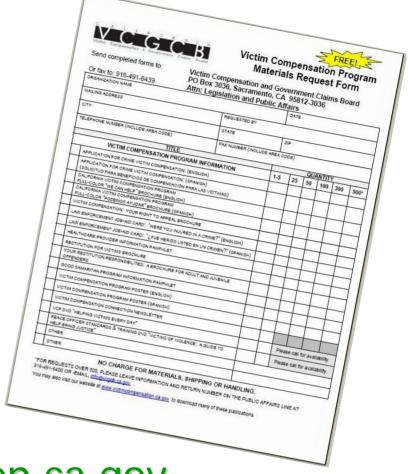
"Injured in a Crime? We Can Help." features real victims and/or survivors of crime who recount their experience and later tell of the assistance they received

#### **DVDs**



## How to Order Free Materials

Print, fill out and fax the Materials Request Form located in the "Publications Section" of the VCP website:



www.victimcompensation.ca.gov

#### Contact the VCP

- **1-800-777-9229**
- www.victimcompensation.ca.gov
- info@vcgcb.ca.gov
- Contact Public Affairs regarding presentations or publications at: (916) 491-6400
- Contact your local Victim Witness Assistance Program